IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY SIXTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION No. 9420 of 2005

Between:

M. Gopala Swamy S/o.
R/o. Proddatur, Kadapa District.

..... PETITIONER

AND

1 The Regional Transport Authority, Rep. by its Secretary, Kadapa,

(Cadapa District)
2 State Transport Appellate Tribunal Rep. by its Presiding Officer,
Hyderabad.
3 The Divisional Manager, APSRTC, Kadapa, Kadapa District

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, Order or direction more particularly one in the nature of writ of Mandamus directing the Respondents herein to issue stage carriage permit to the petitioner herein to ply as Town service on the route Proddatur Old Bus stand to Duvvur, by extending the time by 4 months to produce the vehicle and necessary and valid records and pass such other order or orders as this Hon'ble Court may deem fit and proper in the interest of justice.

Counsel for the Petitioner: SMT.M.VINOBHA DEVI

Counsel for the Respondent Nos.1 and 2: GP FOR TRANSPORT

Counsel for the Respondent No.3: MR. K.SRINIVASA RAO

The Court at the stage of admission made the following:

ORDER:

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Seeking extension of time stipulated by the 2nd respondent by 4 more months to produce necessary and valid records before the 1st respondent, the present writ petition is filed.

Heard the learned counsel for the petitioner and the learned Government Pleader for Transport.

As per orders dated 12.11.1997 in A.P.No.868 of 1996, the 2nd respondent directed the 1st respondent to issue route permit to the petitioner within 4 months. The petitioner could not produce records before the 1st respondent within stipulated time for issue of stage carriage permit.

The learned counsel for the petitioner contends that against the order in A.P.No.868 of 1996, the 3rd respondent filed W.P.No.10178 of 1998 before this Court, and this Court granted status quo, and hence the petitioner could not produce ready vehicle and necessary documents within time stipulated by the 2nd respondent. He further contends that the said writ petition was dismissed on 10.03.2005, and the petitioner can produce the vehicle and documents before the 1st respondent if reasonable time is granted.

In view of the facts and circumstances of the case, I deem it appropriate to dispose of the writ petition, granting two months time from today to the petitioner to produce

valid documents before the

1st respondent, and on producing such documents, the 1st respondent shall issue stage carriage permit for the route Proddatur Old Bus Stand to Duvvur. If the petitioner failed to produce valid documents within stipulated two months, he is not entitled for any stage carriage permit.

With the above observations, the Writ Petition is disposed of. No order as to costs.

Dated: 26.04.2005

Dsr

ASSISTANT REGISTRAR

To:

1. The Secretary,

The Regional Transport Authority,

Kadapa, Kadapa District

2. The Presiding Officer,

State Transport Appellate Tribunal,

Hyderabad

3. The Divisional Manager, APSRTC,

Kadapa, Kadapa District

4. Two CCs to the Government Pleader

for Transport, High Court Buildings,

Hyderabad (OUT)

5. Two CD copies